

## ORDINANCE NO. 221-12

BY: **MARY GALINAS**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE REIMBURSEMENT FOR A PRELIMINARY ENGINEERING STUDY OF LOCAL STORM AND SANITARY SEWERS IN THE CHEVROLET BOULEVARD AREA IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

WHEREAS, the District, through its General Engineering Services Agreement with URS, is performing a Chevrolet Branch Detention Basins Preliminary Engineering Study for the purpose of evaluating the local storm and sanitary sewers in the area around Chevrolet Boulevard and developing recommendations to reduce local flooding; and,

WHEREAS, Parma is currently designing a detention basin for a development and additional flooding relief storage for the adjacent residential areas; and,

WHEREAS, the parties are working toward a common goal to reduce flows to the Chevrolet Branch of Big Creek, and reduce flooding in the nearby neighborhoods (the “Project”); and,

WHEREAS, the Cuyahoga County Department of Public Works (“County”) is providing Issue 1 funding to Parma for the Project; and,

WHEREAS, in accordance with the County’s letter dated September 24, 2012 (Exhibit “C”), the County and Parma have agreed to use a portion of said funding to reimburse the District’s costs associated with performing various tasks under the District’s Agreement with URS, as follows: (1) Mainline Dye Testing – Rainfall Simulation of Public Property; and (2) Residential House Dye Testing – Rainfall Simulation of Private Property;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Mayor and the Director of Public Service are authorized to enter into an agreement with Northeast Ohio Regional Sewer District for the reimbursement for a preliminary engineering study of local storm and sanitary sewers in the Chevrolet Boulevard area in the City of Parma at a cost not to exceed \$101,868.30, with a copy of said Agreement in substantially similar attached as Exhibit “A”. These funds shall be reimbursed to the City by Cuyahoga County.

Section 2. That the Mayor and the Director of Public Service are hereby authorized to execute said agreement and to take such action and to execute such other documents and amendments thereto as may be necessary as are approved by the Law Director.

Section 3. That funds for said reimbursement to the Northeast Ohio Regional Sewer District shall be paid from Fund No. 405-405-Capital Improvements, Account No. 62110-22112-Professional Services.

Pg. 2 of L-221-12    Ord. authorizing the Mayor and the Director of Public Service to enter into an agreement with Northeast Ohio Regional Sewer District for reimbursement for a preliminary engineering study of local storm and sanitary sewers in the Chevrolet Boulevard area in the City of Parma, and declaring an emergency

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary as the consultant for the Northeast Ohio Regional Sewer District is ready to begin the study, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_  
CLERK OF COUNCIL

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO